

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO. 04-</b>	
<b>v.</b>	<b>:</b>	<b>DATE FILED: February 12, 2004</b>	
<b>MICHAEL WILLIAM KEEFER</b>	<b>:</b>	<b>VIOLATION: 18 U.S.C. § 1343 (Wire fraud –</b>	
<b>aka “Phil Johnson”</b>	<b>:</b>	<b>8 counts)</b>	
	<b>:</b>	<b>47 U.S.C. § 605(e)(4)</b>	
	<b>:</b>	<b>(Manufacture and distribution</b>	
		<b>of satellite signal theft devices –</b>	
		<b>9 counts)</b>	

**INDICTMENT**

**COUNTS ONE THROUGH EIGHT**

**THE GRAND JURY CHARGES THAT:**

At times material to this Indictment:

1. Defendant MICHAEL WILLIAM KEEFER lived in Philadelphia, Pennsylvania.
2. United Parcel Service (UPS) was a commercial company providing package delivery service nationwide and internationally. United Parcel Service had locations for dropping off packages for delivery. These drop-off locations were both within and outside the City of Philadelphia, including a drop-off facility at 15 Oregon Avenue, Philadelphia.
3. United Parcel Service offered a service through the internet, called “My UPS,” which permitted merchants to log onto the internet, enter shipping information for packages they wanted to ship, and print out a shipping label. The merchants could then use this shipping label to ship the merchandise by taking the package with the label attached to any UPS drop off site or any UPS delivery driver, without the need to fill out any further forms, except that they would have to include three

invoice copies for international shipments. UPS would then use the information from the merchant's internet entry and the package itself to determine the cost of shipping, and would bill the merchant's account.

4. When the holder of a United Parcel Service internet account used a computer to create an address label, the electronic message with the information for that label traveled from the account holder's computer to UPS computers in either New Jersey or Georgia. The UPS message to the account holder originated at UPS computers in either New Jersey or Georgia.

5. Defendant MICHAEL WILLIAM KEEFER offered merchandise for sale through an internet-based web site called [www.superdish.tv](http://www.superdish.tv). KEEFER used the alias "Phil Johnson" as the operator of this web site and the president of Superdish, LLC, the company that the web site stated was operating that web site.

6. The items which defendant MICHAEL WILLIAM KEEFER offered for sale through the internet site [www.superdish.tv](http://www.superdish.tv) included electronic parts. Among the electronic parts which KEEFER offered for sale through this web site were boards of assembled electronic parts, called "AVR" boards, which were electronic devices primarily of assistance in the unauthorized decryption of satellite cable programming and direct-to-home satellite services.

7. Defendant MICHAEL WILLIAM KEEFER employed other individuals, known and unknown to the grand jury, to assemble electronic parts to create some of the "AVR" boards that KEEFER sold through his internet site [www.superdish.tv](http://www.superdish.tv).

8. Between on or about September 17, 2001, and on or about April, 2002, in the Eastern District of Pennsylvania and elsewhere, defendant

**MICHAEL WILLIAM KEEFER**  
**aka "Phil Johnson,"**

devised and intended to devise a scheme to defraud United Parcel Service of package delivery services.

### **The Scheme**

9. It was an object of the scheme to defraud that defendant MICHAEL WILLIAM KEEFER obtained United Parcel Service package delivery services without paying for those services.

10. It was a part of the scheme that defendant MICHAEL WILLIAM KEEFER set up accounts with United Parcel Service using false names and addresses to avoid billing and payment for merchandise shipped and delivered for him by United Parcel Service.

It was further part of the scheme that:

11. Defendant MICHAEL WILLIAM KEEFER used these accounts in false names to ship electronic parts, including electronic and mechanical devices which were primarily of assistance in the unauthorized decryption of satellite cable programming and direct-to-home satellite services, to buyers of these items both in the United States and Canada.

12. On or about September 17, 2001, defendant MICHAEL WILLIAM KEEFER opened an account with United Parcel Service in the name of PCDNET Inc., listed the contact person as Mike Johnson, with an address of 1610 Market Street, Philadelphia, PA. KEEFER had no connection with the address at 1610 Market Street in Philadelphia. United Parcel Service assigned the account number T1450T to this account. KEEFER then used this account to obtain approximately \$349.74 in package delivery services from United Parcel Service. KEEFER never paid United Parcel Services for any of these services.

13. On or about September 19, 2001, defendant MICHAEL WILLIAM KEEFER opened an account with United Parcel Service in the name of PCDNET, listed the contact person as Phil Johnson, with an address of 1601 Market Street, Philadelphia, PA. KEEFER had no connection with the address at 1601 Market Street in Philadelphia. United Parcel Service assigned the account number R233A4 to this account. KEEFER then used this account to obtain approximately \$12,525.01 in package delivery

services from United Parcel Service. KEEFER never paid United Parcel Services for any of these services.

14. On or about January 20, 2002, defendant MICHAEL WILLIAM KEEFER opened an account with United Parcel Service in the name of Fulfillment One, listed the contact person as David Esoff, with an address of 1735 Market Street, Philadelphia, PA. KEEFER had no connection with the address at 1735 Market Street in Philadelphia. United Parcel Service assigned the account number 23Y49Y to this account. KEEFER then used this account to obtain approximately \$3,283.15 in package delivery services from United Parcel Service. KEEFER never paid United Parcel Services for any of these services.

#### **The Wire Communications**

15. On or about the dates shown below, in the Eastern District of Pennsylvania and elsewhere, defendant

#### **MICHAEL WILLIAM KEEFER, aka "Phil Johnson,"**

having devised and intending to devise this scheme, for the purpose of executing the scheme, knowingly caused to be transmitted by means of wire communication in interstate or foreign commerce, writings, signs, signals, pictures or sounds, that is, knowingly used a computer to send communication from his computer in Philadelphia, Pennsylvania to computers owned by United Parcel Service in either New Jersey or Georgia for the purpose of obtaining shipping labels to ship packages using the shipping services of United Parcel Service:

Count	Pickup Date	Receiver	Amount	Ship to	Acct	Tracking Number
1	9/18/01	PH	9.62	Washington	T1450T	1ZT1450T0290257134

<b>Count</b>	<b>Pickup Date</b>	<b>Receiver</b>	<b>Amount</b>	<b>Ship to</b>	<b>Acct</b>	<b>Tracking Number</b>
2	9/18/01	DM	7.49	Kentucky	T1450T	1ZT1450T0291631941
3	11/14/01	EC	6.58	Pennsylvania	R233A4	1ZR233A40297241608
4	2/5/02	NP	6.83	Maryland	R233A4	1ZR233A40294856129
5	2/21/02	SD	9.90	Florida	23Y49Y	1Z23Y49Y0298222135
6	2/22/02	EL	11.56	California	23Y49Y	1Z23Y49Y0296512389
7	3/22/02	TH	7.79	Ontario	23Y49Y	1Z23Y49Y6895213349
8	4/18/02	RC	7.84	Saskatchewan	23Y49Y	1Z23Y49Y6895105279

All in violation of Title 18, United States Code, Section 1343.

**COUNTS NINE THROUGH SEVENTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about each of the dates shown below, in the Eastern District of Pennsylvania, the defendant

**MICHAEL WILLIAM KEEFER,  
aka "Phil Johnson,"**

knowingly manufactured, assembled, sold and distributed an electronic and mechanical device, as described below, which, as the defendant then knew and had reason to know, was then primarily of assistance in the unauthorized decryption of satellite cable programming and direct-to-home satellite services:

Count	Date	Device
9	April 18, 2001	AVR302.2 SmartCard Emulator
10	April 18, 2001	AVR302.2 SmartCard Emulator
11	April 18, 2001	AVR302.2 SmartCard Emulator
12	February 21, 2002	Superdish Classic AVR3
13	February 21, 2002	Superdish Classic AVR3
14	February 21, 2002	Superdish Classic AVR3
15	February 22, 2002	AVR3 Plus
16	March 22, 2002	AVR3 Plus II
17	April 16, 2002	SD AVR 4.0 AVR4

In violation of Title 47, United States Code, Section 605(e)(4).

A True Bill:

\_\_\_\_\_  
FOREPERSON

\_\_\_\_\_  
PATRICK L. MEEHAN  
United States Attorney